

LEXINGTON-FAYETTE URBAN COUNTY COUNCIL

WORK SESSION AGENDA

May 26, 2009

- I. Public Comment – Issues on Agenda**
- II. Requested Rezoning / Docket Approval – None**
- III. Approval of Summary-Yes, May 12, 2009, pp.7-12**
- IV. Budget Amendments – None**
- V. New Business, pp.16-62**
- VI. Continuing Business / Presentations**
 - A. Planning Committee, pp.63-66**
 - B. Corridors Committee**
 - C. 2009 Ice Storm Report –
Ms. Pat Dugger, Director of DEM**
 - D. Lexington Public Library Budget Report
Mr. Burgess Carey, Chair, Board of Trustees**
- VII. Council Report**
- VIII. Mayor's Report – None**
- IX. Public Comment – Issues Not on Agenda**

ADMINISTRATIVE SYNOPSIS

New Business Items

- A. Authorization of a Maintenance Agreement with AB Dick / KopyKat, Inc. on Behalf of the Department of General Services for Konica Copier. (310-09) (Cole)
This request will authorize a Maintenance Agreement in the amount of \$12,372 with AB Dick / KopyKat, Inc. for repairs and maintenance of the Konica copier located on the 1st floor of the Government Center. Funds are budgeted.**pp.16-17**
- B. Authorization of Change Order No. 1 to Contract with Arbor Masters Tree Service on Behalf of the Department of General Services, Division of Parks and Recreation Regarding the 2009 Ice Storm Cleanup. (342-09) (Hancock/Cole)
This request will authorize Change Order No. 1 to increase contract amount by \$15,145.02 with Arbor Masters Tree Service for removal of trees severely damaged during the 2009 Ice Storm and grinding of stumps in Coolavin, Valley, Castlewood and Douglass Parks. This change order also includes Southland Park which was inadvertently excluded in the original bid. The majority of the reimbursement cost for the removal of damaged trees will come from the Federal Emergency Management Agency. The Division will fund the stump grinding. Funds are budgeted.**pp.18-20**
- C. Authorization of a Deed of Acceptance for Property Located at 134 Northwood Drive for the Northwood Drive Storm Water Project. (338-09) (Martin/Taylor)
This request will authorize a Deed of Acceptance at a cost of \$111,700 for property located at 134 Northwood Drive for the Northwood Drive Storm Water Project. The acquisition of this property will allow for storm water management and mitigation to the existing watershed. Funds are budgeted.**p.21**
- D. Authorization to Accept Deeds of Easement from Property Owners Required for the Loch Lomond Stormwater Improvements Project. (347-09) (Martin/Taylor)
This request will authorize the acceptance of deeds of easement from record property owners for the Loch Lomond Stormwater Improvements Project at a cost not to exceed \$225,000. Funds are budgeted.**p.22**

- E. Authorization of a Health Insurance Privacy and Accountability Act (HIPPA) Business Associate Agreement with the Lexington-Fayette County Health Department on Behalf of the Department of Public Safety, Division of Fire and Emergency Services. (312-09) (Hendricks/Bennett)
This request will authorize a HIPPA Business Associate Agreement with the Lexington-Fayette County Health Department on behalf of the Division of Fire and Emergency Services to monitor patient data entered by EMS personnel as an early warning of any developing trends that may pose a danger to public health. This Project is funded by the Kentucky Department of Public Health through the local health department. There is no budgetary impact for LFUCG.**p.23**
- F. Authorization of a Service Agreement with Siemens Building Technologies, Inc. on Behalf of the Department of Public Safety, Division of Community Corrections. (351-09) (Bishop/Bennett)
This request will authorize a Service Agreement at a cost of \$23,917 with Siemens Building Technologies, Inc. on behalf of the Division of Community Corrections for a one-year renewal of a fire alarm testing and inspection program for the Fayette Detention Center. Funds are budgeted.**p.24**
- G. Authorization to Amend Section 4-21 of the Code of Ordinances Regarding Animals and Fowl. (355-09) (Bennett)
This request will authorize an amendment to Section 4-21 of the Code of Ordinances to provide humane processing and disposal of livestock and fowl, increase boarding charges for impounded animals, and increase impoundment fee for unaltered dogs and cats. The increase in fees will compensate for the increase cost of boarding and impounding.**pp.25-27**
- H. Authorization to Accept an Award from the Kentucky Transportation Cabinet (KYTC) for the Brighton Rail Trail Bridge Project – FY2009. (336-09) P. King/ Webb)
This request will authorize the acceptance of federal funds in the amount of \$448,150 from KYTC for the Brighton Rail Trail Bridge Project for a 12-footwide single span bridge over Man O' War Boulevard to connect the Brighton East Trail to the Brighton West Rail Trail. The source of federal funds is the Congestion Mitigation and Air Quality Program. A 20% (\$120,000) local match is required. Total Project cost is \$568,160.**p.28**
- I. Authorization of Change Order No. 1 to Contract with MAC Construction & Excavating, Inc. Regarding the Meadows / Northland / Arlington Public Improvements Project - Design Phase 3B. (350-09) (P. King/Webb)
This request will authorize Change Order No. 1 to increase contract amount by \$33,140.44 with MAC Construction & Excavating, Inc. regarding the Meadows / Northland / Arlington Public Improvements Project – Design Phase 3B, for the increase cost of crushed stone and liquid asphalt. The Project was delayed due to utility relocation. Original

contract amount was \$1,176,755. New contract amount is \$1,209,895.44. Funds are budgeted.**pp.29-30**

- J. Authorization to Close a Portion of a Right-of-Way and Transfer Ownership and Maintenance to Swope Development, LLC. (340-09) (Webb)
This request will authorize the closure of a portion of the Rojay Court right-of-way and transfer ownership and maintenance to Swope Development, LLC. Rojay Court was reconfigured to a traditional street to allow for the development of property known as Fayette Commons at Fayette Mall. Appropriate LFUCG Divisions, utility companies, and the Department of Law have consented to this request. There is no budgetary impact for LFUCG.**pp.31-32**
- K. Authorization to Close McGrath Alley and Transfer Ownership and Maintenance to the Historic Pleasant Green Missionary Baptist Church located at property 540 West Maxwell Street. (341-09) (Webb)
This request will authorize the closure of the public right-of-way of McGath Alley and transfer ownership and maintenance of the alley to the Historic Pleasant Green Missionary Baptist Church. The alley extends from Patterson Street and dead-end into the property of the Church. There is no budgetary impact for LFUCG.**pp.33-34**
- L. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement at Property Located at 550 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. (343-09) (Rayan/Webb)
This request will authorize a deed of acceptance at a cost of \$175 for a permanent sidewalk easement of 68.84 square feet and a temporary construction easement of 135.11 square feet at property located at 550 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. Funds are budgeted.**p.35**
- M. Authorization of a Deed of Acceptance for a Permanent Sidewalk Easement and a Temporary Construction Easement at Property Located at 410 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. (353-09) (Rayan/Webb)
This request will authorize a deed of acceptance at a cost of \$750 for a permanent sidewalk easement of 48.4 square feet and a temporary construction easement of 121.52 square feet at property located at 410 Georgetown Street for the Georgetown Street Sidewalk Improvements Project. Funds are budgeted.**p.36**
- N. Authorization of Change Order No. 1 to Contract with Woodall Construction Company, Inc. Regarding the 12th Neighborhood Improvements Project. (FINAL) (348-09) (Rayan/Webb)
This request will authorize Change Order No. 1 increase contract by \$32,999.28 with Woodall Construction Company, Inc. to adjust bid quantities to quantities required to complete the 12th Neighborhood

Improvements Project. Original contract amount was \$459,030. Final contract amount is \$492,029.28. Funds are budgeted.**pp.37-40**

- O. Authorization of Change Order No. 1 to Contract with Central Rock Mineral Company, LLC Regarding the Star Shoot Parkway Extension Improvements Project. (FINAL) (349-09) (Rayan/Webb)

This request will authorize Change Order No. 1 decrease contract amount by \$21,163.48 with Central Rock Mineral Company, LLC to adjust bid quantities to quantities required to complete the Star Shoot Parkway Extension Improvements Project. Original contract amount was \$1,861,910.70. Final contract amount is \$1,840,747.31.**pp.41-44**

- P. Authorization of Change Order No. 1 to Contract with Claunch Construction, LLC Regarding the Bluegrass Aspendale Collector Project – Phase 2. (FINAL) (358-09) (Rayan/Webb)

This request will authorize Change Order No. 1 to reduce contract amount by \$506,425.12 with Claunch Construction, LLC due to the reduction in scope of the Project. The Change Order closes the contract and allows for payment for work completed. Original contract amount was \$1,371,268.99. Close-out contract amount is \$864,843.87.**pp.45-50**

- Q. Authorization of a Certificate of Sole Source Procurement with Metaformers™ on Behalf of the Division of Internal Audit for Purchase of PeopleSoft® Software (339-09) (Sahli/Dhuwarah)

This request will authorize a Certificate of Sole Source Procurement with Metaformers™, Inc. for purchase of PeopleSoft® software at an estimated cost of \$35,040 to allow the Division of Internal Audit to extrapolate and analyze financial transactions within LFUCG. Funding of \$33,803 will come from the Division's FY2009 Professional and Contractual Services for information technology audits and the remaining funds from the Division's Operating Accounts.**p.51**

- R. Authorization to Submit an Application to the US Department of Health and Human Services and Accept the Award (if Offered) for Operation of the MASH Drop Inn Facility – FY2010. (335-09) (P. King/Helm)

This request will authorize the submission of an application for federal funds in the amount of \$173,458 to the US Department of Health and Human Services and accept the award (if offered) for the operation of the MASH Drop Inn facility. Funds will be used to provide partial personnel and operating costs. A local match of 10% (\$17,346) is required and will be provided through the MASH Operating Budget. Total cost is \$190,804.**p.52**

- S. Authorization of a Catering Sales Agreement with Lexington Downtown Hotel, a Hilton Affiliate, for the 2009 Senior Intern Program. (337-09) (Gales/Helm)

This request will authorize a Catering Sales Agreement in the amount of \$5,000 with Lexington Downtown Hotel, a Hilton affiliate, for the 2009

Senior Intern program's alumni and graduation luncheon on June 26, 2009. Funds are budgeted.**p.53**

- T. Authorization to Amend Section 21-5 of the Code of Ordinances within the Department of Finance and Administration, Division of Government Communications. (344-09) (Allen/O'Mara)
This request will authorize an amendment to Section 21-5 of the Code of Ordinances to abolish one (1) position of Staff Assistant (Grade 107N) in FY2010 within the Division of Government Communications for a savings of \$6,556.41 in the General Fund, \$28,046.86 in the Urban Fund, and \$1,821.23 in the Sanitary Sewer Fund for a total of \$36,424.50.**p.54**
- U. Authorization to Amend Resolution No. 328-2009 Regarding the Award of Neighborhood Development Fund (NDF) to Lafayette High School Girls Booster Club, Inc. (345-09) (Langston)
This request will authorize an amendment to Resolution 328-2009 to delete the NDF allocation to the Lafayette High School Girls Booster Club, Inc. in the amount of \$1,000. This allocation was amended and resubmitted for approval under Resolution 342-2009. There are no other changes related to this amendment.**p.55**
- V. Authorization to Approve LexTran FY2010 Budget Pursuant to KRS 96A.360. (354-09) (Askew)
This request will authorize approval of LexTran FY2010 Budget presented to Council on May 12, 2009. Approval is necessary for LexTran to receive funds collected by the Fayette County Sheriff's Office from ad valorem taxes.**p.56**
- W. Authorization of Partial Releases of Easement of Sanitary Sewer Easements at Property Located at 1950 Fort Harrod Drive. (356-09) (Askew)
This request will authorize a Partial Release of Easement of four (4) sanitary sewer easements at property located at 1950 Fort Harrod Drive. The proposed releases have been reviewed and approved by Divisions of Engineering, Traffic Engineering and Water Quality, and the Department of Law. There is no budgetary impact for LFUCG.**pp.57-61**
- X. Authorization of an Interlocal Cooperation Agreement with the Board of Education of Fayette County and the Commonwealth of Kentucky to Establish the Landbank Authority – FY2009. (357-09) (Kelly)
This request will authorize an Interlocal Cooperation Agreement with the Board of Education of Fayette County and the Commonwealth of Kentucky to establish the Lexington-Fayette Urban County Landbank Authority, Inc. The Landbank Authority will operate as a nonprofit corporation to acquire, hold, manage, sell, lease, exchange, trade and dispose of real property in Fayette County for the public purpose of returning such properties to a useful and productive status.**p.62**